

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 \* \* \*

4 GRACE ALBANESE,

5 Plaintiff,

6 v.

7 LAS VEGAS METROPOLITAN POLICE  
8 DEPARTMENT,

9 Defendant.  
10

Case No. 2:17-cv-01808-APG-GWF

**ORDER ON REPORT AND  
RECOMMENDATION**

(ECF. No. 2)

11 On January 11, 2018, Magistrate Judge Foley entered a report and recommendation that I  
12 deny plaintiff Grace Albanese's application to proceed in forma pauperis and dismiss her  
13 complaint because the complaint is frivolous and duplicative of numerous other cases she has  
14 filed in this District. ECF No. 2. Albanese did not file an objection. Thus, I am not obligated to  
15 conduct a de novo review of the report and recommendation. 28 U.S.C. § 636(b)(1) (requiring  
16 district courts to "make a de novo determination of those portions of the report or specified  
17 proposed findings to which objection is made"); *United States v. Reyna-Tapia*, 328 F.3d 1114,  
18 1121 (9th Cir. 2003) (en banc) ("the district judge must review the magistrate judge's findings  
19 and recommendations de novo *if objection is made*, but not otherwise" (emphasis in original)).

20 IT IS THEREFORE ORDERED that Judge Foley's report and recommendation (ECF No.  
21 2) is **accepted**. Plaintiff Grace Albanese's application to proceed in forma pauperis (ECF No. 1)  
22 is **DENIED** and the complaint is **DISMISSED** with prejudice.

23 DATED this 2nd day of February, 2018.

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26 ANDREW P. GORDON  
27 UNITED STATES DISTRICT JUDGE  
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